

Panaji, 17th January, 1985 (Pausa 27, 1906)

SERIES I No. 42

OFFICIAL GAZETTE



GOVERNMENT OF GOA, DAMAN AND DIU

GOVERNMENT OF GOA, DAMAN AND DIU

Department of Personnel and Administrative Reforms

Personnel Division

Notification

3/6/76-PER (Vol. III)

In exercise of the powers conferred by the proviso to Article 309 of the Constitution read with Government of India, Ministry of Home Affairs Notification No. F.1/29/68-GP, dated 29-6-1968 and all other powers enabling him in this behalf, the Lieutenant Governor of Goa, Daman and Diu hereby makes the following rules so as to amend the Goa, Daman and Diu Civil Service Rules, 1967, namely:—

1. *Short title and commencement.*— (1) These rules may be called the Goa, Daman and Diu Civil Service (First Amendment) Rules, 1985.

(2) They shall come into force at once.

2. *Amendment of Schedule II.*— In the Schedule II appended to the Goa, Daman and Diu Civil Service Rules, 1967, after entry at Sr. No. 19 add:—

- "20. Registrar, Administrative Tribunal.
21. Senior Translator in the Secretariat".

By order and in the name of the Lieutenant Governor of Goa, Daman and Diu.

N. P. Gaunekar, Under Secretary (Personnel).

Panaji, 4th January, 1985.

Education Department

Directorate of Education

ORDER

DE/Acad. I/NEZ-PE/NEHS/78/28

The question of amending rule 65 of Grant-in-Aid Code for Secondary Schools, Colleges and other educational Institutions except the Primary Schools was under consideration of Government for some time past.

Government is now pleased to accord sanction for amending the existing rule 65 of the Grant-in-Aid

Code of Secondary Schools, Colleges and other educational Institutions except the Primary Schools as hereunder:—

Rule 65:— Category of Teachers.

The following proviso may be inserted below sub-rule (iv) of rule 65.

"Provided that the Government may for reasons to be recorded in writing exempt from undergoing training on completion of 5 years untrained service any untrained teacher who is physically handicapped and unable to undergo training due to this deformity and certified as such by a competent Medical Officer".

By order and in the name of Administrator of Goa, Daman and Diu.

L. Tochhawng, Director of Education and Additional Secretary to the Govt. of Goa, Daman and Diu (Ex-officio).

Panaji, 4th January, 1985.

Tourism, Information and Transport Department

Notification

5/12/82-HD(G)

The below mentioned notifications and Explanatory Memorandum received from Government of India, Ministry of Shipping and Transport (Transport Wing), New Delhi are hereby republished for general information of the public.

P. R. Joshi, Under Secretary (STE).

Panaji, 3rd January, 1985.

GOVERNMENT OF INDIA

MINISTRY OF SHIPPING & TRANSPORT

(Transport Wing)

New Delhi, the 20th October, 1984.

Notification

S.O. 801(E) In exercise of the powers conferred by sub-section 3 of Section 36 of Motor Vehicles Act, 1939, the Central Government hereby accords ap-

proval to the registration of following trailer with specifications mentioned in the Schedule appended hereto:

SCHEDULE

1. Type of Trailer Semi low bed, 16 wheeler, tandem axle.
2. Chassis number P. N 5757.
3. Dimensions
 - (a) Overall length of the tractor-trailer

Combination	19,500 mm.
Overall trailer length	15,450 mm.
 - (b) Overall Width 3,000 mm.
 - (c) Overall height 1,850 mm.
4. Recommended Load

King Pin load	14,645 kg.
Rear Tandem axle load	36,000 kg.
Gross Laden weight	50,645 kg.
5. Owned by M/s. Penosh Transport, Pune.

2. The relaxation is subject to the condition that operations of the trailer shall be done only sparingly and also subject to local restrictions as might be in force.

3. The operation will be with the prior approval of the concerned State PWD and will also be subject to such conditions as the State Government may specify for the safety of roads, bridges, culverts and with regard to safety to all road-users, for which both the State PWD and the Police Authorities will be kept duly informed by the operator everytime the operations are effected.

Sd/-

(GOVIND JEE MISRA)

Joint Secretary to the Govt. of India
F. No. TW/TGM(51)/84

GOVERNMENT OF INDIA

MINISTRY OF SHIPPING & TRANSPORT

(Transport Wing)

New Delhi, the 21st August, 1984.

Notification

S.O. 607(E) In exercise of the powers conferred by Sub-section (3) of Section 24 of the Motor Vehicles Act, 1939 (4 of 1939), the Central Government hereby makes the following amendment in the notification of the Government of India in the Ministry of Shipping and Transport (Transport Wing) No. S. O. 539(E) dated 22nd September, 1979 namely:—

In the said notification, in the Table against item No. 1 relating to Andhra Pradesh; in column 2, after the group of letters 'AB' the group of letters 'AE', 'AH' and 'AI' shall be added.

Sd/-

(G. J. MISRA)

Joint Secretary to the Govt. of India
F. No. TW/TGM(18)/84

GOVERNMENT OF INDIA

(BHARAT SARKAR)

MINISTRY OF SHIPPING & TRANSPORT

(NAUVAHAN AUR PARIVAHAN MANTRALAYA
(TRANSPORT WING/PARIVAHAN PAKSHA))

New Delhi, the 22nd October, 1984.

Notification

S.O. 803(E) In exercise of the powers conferred by sub-section (1) of section 109-C of the Motor Vehicles Act, 1939 (4) of 1949, the Central Government hereby makes the following scheme to amend the Solatium Fund Scheme, 1982, namely:—

1. (i) This scheme may be called the Solatium Fund (Amendment) Scheme 1984;

(ii) It shall come into force on the date of its publication in the Official Gazette.

2. In the Solatium Fund Scheme, 1982, in clause 3:

(i) in sub-clause (d) for the word "two" the word "four" shall be substituted;

(ii) in sub-clause (e) for the word "two" at both the places where it occurs the word "four" shall be substituted.

The Solatium Fund Scheme, 1982 was published as S.O. 800(E) dated the 12th November, 1982.

Sd/-

(GOVIND JEE MISRA)

Joint Secretary to the Govt. of India
F. No. TGM(65)/84

GOVERNMENT OF INDIA

MINISTRY OF SHIPPING & TRANSPORT

(Transport Wing)

New Delhi, the

Notification

S.O. In exercise of the powers conferred by sub-section (3) of Section 36 of the Motor Vehicles Act, 1939, the Central Government hereby accords approval to the Registration of following vehicle with the maximum safe laden weight and dimensions of the trailer mentioned in the schedule appended hereto:

SCHEDULE

1. a) Type of vehicle: — Ashok Leyland

Hippo AL H.1/1.204" w. b. Haulage vehicle mounted with Heavy duty water well drilling rigs T 650.

b) Chasis No. AL 79 3874

c) Engine No. ALL 3112

2. Dimensions:

Length 11 m

Width 2.46 m

Height 3.88 m

3. Recommended load of each trailer:

Front axle load	6.096 t
Rear tandem axle load	20.320 t
Gross laden weight	26.416 t

4. Owned by:

Revathi—CP Equipment Ltd., Coimbatore.

2. The operation of the vehicle referred to above shall be subject to the following conditions:—

(i) The movement of the vehicle shall be effected only on the routes permitted by Highways and Rural works Department of the State Government.

(ii) The Highways and Rural works Department is not responsible for any damage that may be sustained either by the said combinations or their contents consequent during the transit and that the Revathi-CP-Equipment Limited, Coimbatore-21 shall be responsible for all damages caused to the road and the road structures either directly or indirectly due to the movement of the vehicles and they shall be liable for all damages as assessed by the Highways and Rural Works Department.

(iii) The said vehicles shall be moved without any hindrance to the normal flow of traffic.

(iv) All the necessary warning signals such as red flags in the day-time and red lights in the night-time shall be provided to indicate the extremities of the vehicles clearly.

(v) The permission granted now shall supply only to the portions of the roads lying within the jurisdictions of Highways and Rural Works Department and permission for plying their vehicles over roads and road structure vested with local bodies and other departments in the route if any has to be obtained by the Company direct from the concerned authorities.

(vi) The grant of this permission to vehicles does not prevent the local officers of Highways and Rural Works Department from regulating or stopping the movement of these vehicles depending upon the exigencies of the situations and having regard to the condition of the road and road structures.

(vii) Plying of the vehicles is restricted of road structure such as those declared weak. In such cases diversions shall be formed by the operator and used.

(viii) The permission is granted on condition that the operator should pay additional tax also for the higher weight permitted.

(ix) The number of trips shall be approximately five a month. There shall not be any increase in number of trips.

(x) The length, width, height, maximum safe axle load and safe laden weight shall not be enhanced.

(xi) The divisional Engineer's (H) concerned should be informed in advance and his clearance got before moving the vehicle.

3. The permission given above is valid for a period of one year from the date of issue of this Notification.

Sd/-

(Pradeep Singh)

Deputy Secretary to the Govt. of India
F. No. TW/TGM(63)/84

GOVERNMENT OF INDIA
MINISTRY OF SHIPPING & TRANSPORT
(Transport Wing)

New Delhi, the 22nd October, 1984.

Explanatory Memorandum

S. O. No. 804(E) The Government of India in the Ministry of Shipping and Transport amended the Solatium Fund Scheme, 1982 vide Notification No. 168-E, published in the Gazette of India, Extraordinary, on 9th March, 1983 in Part II Section 3 (ii). The provisions of the amended scheme were brought into force retrospectively with effect from the 1st October 1982, the date on which the Solatium Fund Scheme came into force.

2. The amendment primarily related to empowering the Claims Enquiry Officer to entertain claim applications even after the expiry of the period of one month. The Solatium Fund Scheme had made a provision for providing immediate financial relief to the victim of grievous hurt or the heirs of the deceased involved in hit-and-run cases. It was stipulated that the claim applications be filed within one month of such hit-and-run motor accidents. Since the introduction of Solatium Fund Scheme was entirely a new concept, various implementing agencies in the State/Union Territory Administrations took some time to organize themselves to entertain such claims. Further despite various steps to publicise the availability of facilities being made available, it was observed that the public was not fully aware of this socially beneficial measure. It was therefore, considered necessary that in the initial stage, the time limit for entertaining receipt of Claim applications from those who could not file their claims due to lack of information may be extended. The intention behind this amendment was that the benefit of financial relief could be made available to all cases from the date of implementation of the Scheme itself. The notification number 168-E the Solatium Fund (Amendment) Scheme, 1983 was therefore given retrospective effect from the 1st October, 1982. Giving of retrospective effect has not affected any-one pre-judicially.

Sd/-

(G. J. MISRA)

Joint Secretary to the Govt. of India
(File No. TGM-28/82)

Law Department

Legal Affairs Branch

Notification

LD/12/7/84-(D)

The following Act which was passed by the Legislative Assembly of Goa, Daman and Diu on the 1st

day of August, 1984 and assented to by the Administrator of this Union territory is hereby republished for the general information of the Public.

B. S. Subbanna, Under Secretary (Drafting).

Panaji, 5th January, 1985.

The Goa, Daman and Diu Legislative Diploma No. 2070 dated 15-4-1961 (Amendment) Act, 1984

(Act No. 1 of 1985)

AN

ACT

to amend the Legislative Diploma No. 2070 dated 15-4-1961 in its application to the Union territory of Goa, Daman and Diu.

BE it enacted by the Legislative Assembly of Goa, Daman and Diu in the Thirty-fifth Year of the Republic of India as follows: —

1. *Short title and commencement.* — (1) This Act may be called the Goa, Daman and Diu Legislative Diploma No. 2070 dated 15-4-1961 (Amendment) Act, 1984.

(2) It shall come into force at once,

2. *Insertion of new article 334-A* — After article 334 of the Legislative Diploma No. 2070 dated 15-4-1961, the following article shall be inserted, namely: —

“Article 334-A. — Notwithstanding anything contained in article 334, but subject to article 327, a Comunidade may, subject to such guidelines as the Government, may, from time to time, issue,

grant on lease land for construction of houses or buildings, without auction, to any of the following categories or for purposes: —

- i) Public, Charitable or Religious Institutions;
- ii) For any scheme of providing housing to the economically weaker sections;
- iii) Small scale industrial purposes;
- iv) Government Departments or local bodies;
- v) Co-operative Housing Societies of landless persons;
- vi) Government servants or employees of the Comunidades;
- vii) Landless Jonoeiros;
- viii) Freedom Fighters;
- ix) Such other categories or purposes as may be notified by the Government, from time to time.

Provided that every notifications issued under this clause shall be laid as soon as may be, after it is issued, before the Legislative Assembly:

Provided further that the members of the Co-operative Housing Societies and the persons belonging to the categories (vi), (vii) and (viii) above are residing in Goa for preceding 25 years:

Provided also that no person whose annual income exceeds Rs. 30,000/- or such amount as may be prescribed by the Government shall be eligible for grant of land on lease without auction.”

Secretariat,
Panaji-Goa
Dated:
5th January, 1985.

U. D. SHARMA
Secretary to the Government of Goa,
Daman and Diu, Law Department
(Legal Affairs Branch)